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5 UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

6 UNITED STATES OF AMERICA, )  
7 )  
8 Plaintiff, ) Case No. CR08-33 JLR  
9 v. )  
10 FERNANDO VIRGEN NAVA , ) **DETENTION ORDER**  
11 Defendant. )  
\_\_\_\_\_ )

12 Offense charged:

13 Conspiracy to Distribute Cocaine.

14 Possession with Intent to Distribute Cocaine.

15 Allegation of Forfeiture.

16 Date of Detention Hearing: March 30, 2009.

17 The Court, having conducted a detention hearing pursuant to Title 18 U.S.C. § 3142(f), and  
18 based upon the factual findings and statement of reasons for detention hereafter set forth, finds  
19 that no condition or combination of conditions which the defendant can meet will reasonably  
20 assure the appearance of the defendant as required and the safety of any other person and the  
21 community.

22 FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

23 Defendant is an alien and does not have legal status to remain in the country. He has prior

1 deportations for illegally entering the country and criminal convictions for driving under the  
2 influence and conspiracy to possess money from the sale of a controlled substance. Through his  
3 attorney, he stipulated to detention.

4 It is therefore ORDERED:

5 (1) Defendant shall be detained pending trial and committed to the custody of the  
6 Attorney General for confinement in a correctional facility separate, to the extent practicable,  
7 from persons awaiting or serving sentences, or being held in custody pending appeal;

8 (2) Defendant shall be afforded reasonable opportunity for private consultation with  
9 counsel;

10 (3) On order of a court of the United States or on request of an attorney for the  
11 Government, the person in charge of the correctional facility in which Defendant is confined shall  
12 deliver the defendant to a United States Marshal for the purpose of an appearance in connection  
13 with a court proceeding; and

14 (4) The clerk shall direct copies of this order to counsel for the United States, to counsel  
15 for the defendant, to the United States Marshall, and to the United States Pretrial Services Officer.

16 DATED this 30<sup>th</sup> day of March, 2009.

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19 BRIAN A. TSUCHIDA  
20 United States Magistrate Judge  
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